

WARRICK COUNTY COUNCIL MEETING  
COMMISSIONERS MEETING ROOM  
107 W. Locust Street  
Boonville, Indiana  
September 4, 2014  
6:00 P.M.

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana.

Council President, Gary Meyer called the meeting to order.

Pledge of Allegiance

Roll Call

Gary Meyer: Roll Call.

Krystal Powless: Gary Meyer?

Gary Meyer: Here

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yes

Krystal Powless: David Hachmeister?

David Hachmeister: Here

Krystal Powless: Allan Holweger?

Al Holweger: Here

Krystal Powless: Brad Overton?

Brad Overton: Here

Krystal Powless: Greg Richmond?

Greg Richmond: Here

Krystal Powless: Paul Rudolph?

Paul Rudolph: Here

**Approval of Minutes**

August 14, 2014 Regular Meeting

Gary Meyer: Okay, approve minutes of the August 14<sup>th</sup> meeting.

Greg Richmond: Motion to approve.

Charlie Christmas: Second.

Gary Meyer: Motion made by Greg and seconded by Charlie to approve. Is there any discussion?

David Hachmeister: I would like to correct two (2) but we don't have to.

Gary Meyer: You don't want to?

David Hachmeister: I wrote them down; now I can't find them. Never mind then.

Gary Meyer: We have a motion to approve and second to approve the minutes. All those in favor? Opposed? Motion...did you vote for or...?

David Hachmeister: Yeah.

Gary Meyer: Yeah, what? Did you vote for it?

David Hachmeister: Yes.

Gary Meyer: Okay, seven (7), zero (0).

**EMS Business - Update**

Gary Meyer: Okay, EMS Business, Update.

Tony O'Neal: Hello, Tony with St. Mary's Warrick EMS. The July 2014 Report. In July we had four hundred fifty one (451) ambulance runs in the county, three hundred one (301) of those went to local hospitals, we had fifty one (51) refusals, thirty nine (39) hospital transfers and those thirty nine (39) were out of Warrick Hospital, we had twenty five (25) others which were disregard, no patient or dead on scene and thirty five (35) private runs for the month. We had no surveys that were returned for that month and we were ninety seven percent (97%) on our response time for the county in July. On the Financial Report, on the receivables we were seven thousand one hundred sixty three dollars (\$7,163.00) above budget on collectables so we came in higher than expected. On our monthly operating expense we were about seven thousand four hundred dollars (\$7,400.00) over budget on our monthly expenses. Part of that has to do with salary and wages and

fringe benefits because we had a holiday in there and then we had a lot of extra overtime for vacations so that kind of hit hard for that month. And then if you notice on the phone bill, it was pretty high this month, the truck cell phones and the Wi-Fi cards are on the county's bill and what normally happens is we get that bill, we highlight our portion and then the bill is paid. Well, I think what happened is, when we submitted it they paid the entire county bill instead of just our portion so we are working on getting that credited back to us so I would see that next month. But with that we are about one hundred and three thousand dollars (\$103,000.00) under budget year-to-date on our finances.

Paul Rudolph: So Tony, this is the second month in a row that we haven't had any surveys returned, is that right?

Tony O'Neal: Correct.

Paul Rudolph: Is there...I don't remember that being the case very frequently in the past.

Tony O'Neal: Right.

Paul Rudolph: Is there a reason for that or...?

Tony O'Neal: I'm not sure, I'll find out and get back with you on that, Paul.

Paul Rudolph: Thank you.

Gary Meyer: Are we sending the same number out each time?

Tony O'Neal: Yes, it's based on the number of runs that we have.

Paul Rudolph: And then Krystal, with all the...with them paying the whole phone bill, how is that going to work next month? Is there going to be like a credit/debit type of thing or how would that whole thing work?

Tony O'Neal: We're still working on it to try...see, St. Mary's, what we did, we submitted the bill and St. Mary's paid the entire bill so what we're trying to do is work out how that's going...

Krystal Powless: Probably they're going to work that out with the Auditor's Office, talk to Patty in there...

Tony O'Neal: Yeah, Esha is working with a couple of people to get that credited.

Paul Rudolph: But it will probably show up in the right departments and everything?

Krystal Powless: Right.

Paul Rudolph: Okay.

Gary Meyer: Any other questions or comments? Okay, thank you.

Tony O'Neal: Thank you.

Paul Rudolph: Thanks, Tony.

**Economic Development Business**  
**Tax Phase In Compliance Newburgh Property Management**

Gary Meyer: Economic Development Business, Tax Phase In Compliance, Newburgh Property Management.

Larry Taylor: Thank you, I'm Larry Taylor, Economic Development Director. Newburgh Property Management, it's for Hamilton Pointe, The Villages at Hamilton Pointe, and basically they estimated their construction was going to be fifteen point nine (15.9), it actually came in at seventeen point nine (17.9), it's a little bit more. They estimated the employees when they did the project at one hundred sixty nine (169) but they're actually at two hundred and twenty four (224). And their payroll was estimated at four point two five million (\$4,250,000.00) and it's actually five point four million (\$5,400,000.00) so they're well in compliance. And I talked to some of the principals from there yesterday and they're happy with the area and they're happy with how things are going here. I think Tammy...this is Tammy Bedslow, she's the Administrator for the Hamilton Pointe Senior Living Community if anybody had any questions for her but we wanted to acknowledge Tammy as being the main person there.

Gary Meyer: Okay.

Charlie Christmas: In compliance. Motion to approve.

Paul Rudolph: Second.

Al Holweger: Second.

Gary Meyer: Motions been made by David and seconded by everybody...except for one (1)...we'll give it to Paul, since you were late, to approve. Any further discussion? All those in favor? Opposed? Motion carries six (6) to one (1), Gary. (Nay: Gary Meyer)

**Economic Development Business**  
**Tax Phase In Compliance Prime Foods, Inc.**

Gary Meyer: Compliance Prime Foods, Incorporated.

Larry Taylor: In Prime Foods their investment was a little bit less than what they had suggested, it's four point six million (\$4,600,000.00) versus seven point one (\$7,100,000.00), however the employment is above what they had estimated. They had estimated additional employees of twelve (12) and they actually have forty one (41) additional employees but you have to net that out a little bit from some of the employees that were retained. But their net estimate is there that they had given us when they did the project. Is there anybody from Prime Foods? If there are any questions...

Gary Meyer: Questions, comments?

Paul Rudolph: Any discussion on the reason for the lack of investment compared to what was projected?

Jerry McCallin: Probably just cost saving...I apologize for not...I'm new to the company. (He is away from the microphone)

Al Holweger: I'll make a motion we approve.

Larry Taylor: What's your name, Sir?

Jerry McCallin: Jerry McCallin.

Gary Meyer: Okay, Jerry, thank you for the record. I'm sorry, who made the motion?

Al Holweger: I made the motion to approve.

Charlie Christmas: I seconded.

Gary Meyer: Motion made by Al and seconded by Charlie to approve. Any further discussion? All those in favor? Opposed. Motion carried five (5) to two (2). (Nay: Paul Rudolph and Gary Meyer)

Charlie Christmas: Who's the second one?

Gary Meyer: Paul. Can I ask you a question? Can you go back one with the Newburgh Property Management Group?

Larry Taylor: Sure.

Gary Meyer: There was a stipulation in there about Warrick County Employees that they would hire. I mean, are they able to keep up with Warrick County employees or...?

Larry Taylor: I'm not sure what the exact percentage is but they...we have an incentive for Warrick County employees and at the end of each calendar year we tally that up and even that out.

Gary Meyer: Oh, you do? Okay.

Larry Taylor: I'd be happy to send a note as to what that ends up being.

Gary Meyer: I would just be interested in seeing that. Thank you.

**Economic Development Business**  
**Tax Phase In Compliance North American Lighting**

Gary Meyer: Compliance, North American Lighting.

Larry Taylor: Okay, with that we have a Mark Kinsella is the Plant Manager for North American Lighting for the tool shop that we have out at the Industrial Park. Their employment, the commitment was forty two (42), on the form it shows forty two (42) but they've actually hired two (2) more people since then so they're at forty four (44) now. And if any of you have had the opportunity to go out there they are all tool making jobs, tool and design engineering jobs and technical jobs, that's a pretty impressive place and the equipment they have in there is pretty impressive. The salaries were estimated at twenty six point three nine (26.39) they're actually at twenty eight point four three (28.43) and that doesn't include the two (2) that have just been hired. And the real estate investment, the actual is thirty three point seven million (\$33,700,000.00) and then the commitment was three point three million (\$3,300,000.00) and that's just for the building. There's the greater of their investment is in the machinery. So, if anybody has any questions Mark Kinsella is the Plant Manager.

Al Holweger: I'll make a motion to approve.

Greg Richmond: Second.

Gary Meyer: Motion made by Al and seconded by Greg to approve. Any discussion? All those in favor? Opposed? Motion carried six (6), one (1). (Nay: Gary Meyer)

**Economic Development Business**  
**Tax Phase In Compliance Euro Properties, LLC**

Gary Meyer: Compliance Euro Properties, LLC.

Paul Rudolph: Gary, you're the one (1)?

Gary Meyer: Yes, I'm the one (1), yes, thank you for reminding me.

Larry Taylor: Scott Hasenour is the President at Euronique and he got tied up at the last minute. If I can present this or if you'd like to we can wait until he can come in to the next month meeting. But they basically are...their estimate was...

Gary Meyer: Why don't you go ahead and present it and if somebody has some questions we can always delay it then.

Larry Taylor: They've had a series of expansions and investments so they have a series of different tax phase ins. This one was for some equipment, it was estimated at three hundred thousand (\$300,000.00) and it actually came in when they got the bids on it and everything it was two hundred and forty five thousand (\$245,000.00) and that's what this compliance is for, is for that one (1) piece of equipment, so I'd say it's basically in line...they ended up buying the equipment for less than they thought. For those of you know that what they do, make cabinetry for hospitals, medical offices, schools and that type of thing. And it seems like the last three (3) years they've been busy all the time.

David Hachmeister: Add the Ford Center to that. We can relate to their... Motion to approve.

Gary Meyer: Motion made by David to approve. Is there a second?

Al Holweger: Second.

Gary Meyer: And seconded by Al. Any discussion? All those in favor? Opposed? Motion carried five (5), two (2). (Nay: Gary Meyer and Paul Rudolph) Is that it?

Larry Taylor: Thank you, that's all.

Gary Meyer: Thank you.

Al Holweger: Thank you.

<b>Superior Court II Business</b>		
<b>Additional Appropriation</b>		
Superior Court II	1000-111-4187.000	Pauper Counsel
<b>Total Superior Court II</b>		<b>\$15,000.00</b>

Gary Meyer: Superior Court II Business, Additional Appropriation, Pauper Counsel, fifteen thousand dollars (\$15,000.00) and I think that's...is that the user fee or is that the other one?

Krystal Powless: No, that's not the user fee, that's county general.

Gary Meyer: This is the jury trial.

David Hachmeister: We're going to have to do it.

Gary Meyer: We got to do it.

Paul Rudolph: Am I the only one that had the idea though that when the Judge came up here last time you said 'that would probably get them through the year', is that memory mistaken?

Krystal Powless: I thought he said he...

Paul Rudolph: 'Hoped'?

Gary Meyer: That was Keith.

David Hachmeister: Yeah, this is 2.

Paul Rudolph: Oh...

David Hachmeister: Motion to approve.

Paul Rudolph: Second.

Gary Meyer: Keith said that but not...

Paul Rudolph: Understood. That was the issue.

Gary Meyer: Okay, motion made by David and seconded by Paul to approve. Any further discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

<b>Circuit Court Business</b>		
<b>Additional Appropriation</b>		
Public Defender Fees	1200-000-4111.10	Public Defender Fee
<b>Total Public Defender Fees</b>		<b>\$10,000.00</b>

Gary Meyer: Circuit Court Business, Additional Appropriation, Public Defender Fee, ten thousand dollars (\$10,000.00). Now, this is the user type fee, right?

Krystal Powless: Yes.

Gary Meyer: Same issue though?

Krystal Powless: Yes.

Al Holweger: I'll make a motion to approve.

Gary Meyer: Motion made by Al to approve. And seconded by...

David Hachmeister: Me.

Gary Meyer: David to approve. Now, I will tell you this, I think Krystal told me this wipes out that account.

Krystal Powless: Correct.

Gary Meyer: So, if there's any more we are going to have to come out of the general fund it looks like. This is a user fee that is now gone.

Paul Rudolph: Have we told His Honor that?

Krystal Powless: Yes.

Gary Meyer: Okay, all those in favor of the motion? Opposed? Motion carried seven (7), zero (0).

**Storm Water Business  
Transfer Courthouse**

Transfer From:	1197-000-4113.00	Administrative Clerk	\$2,000.00
Transfer To:	1197-000-4211.00	General	\$2,000.00

Gary Meyer: Storm Water Business, Transfer Courthouse, transfer from Administrative Clerk two thousand dollars (\$2,000.00) transfer to General two thousand dollars (\$2,000.00).

Steve Sherwood: Good evening, Steve Sherwood, Storm Water Director, Assistant County Engineer. Request to transfer to beef up our office supply account, we're running low, it won't make it to the end of the year. Plus we've updated our office out at the storm water building. Sam Roach, we're making him more modern, getting him a laptop, smartphone, that kind of stuff so we can keep better records, better communication, and more efficiency.

David Hachmeister: Motion to approve.

Gary Meyer: Motion made by David to approve. And seconded by...

Al Holweger: I'll second it.

Gary Meyer: Al to approve. Any further discussion. All those in favor? Opposed? Motion carried seven (7), zero (0).

Steven Sherwood: Thank you.

Gary Meyer: Thank you

**Auditor Business  
Amended Salary Ordinance**

Gary Meyer: Auditor Business. Amended Salary Ordinance, you got two (2) on your desk. Two (2) vacation days for one (1) individual and four (4) sick days and two (2) vacation days for the other. One (1) is one hundred ninety two dollars (\$192.00)... I guess these are individuals leaving the positions?

Krystal Powless: Yes. Brian's is for two (2) vacation days and Mary's is for two (2) vacation days and four (4) sick days.

Greg Richmond: I'll make a motion to approve.

Gary Meyer: Okay, motion made by Greg to approve, seconded by David...

David Hachmeister: Yeah.

Gary Meyer: Any discussion? That's a total of one hundred ninety two dollars (\$192.00) plus six fifty six sixteen (656.16).

Paul Rudolph: Eight forty eight (\$848.00)?

Gary Meyer: Eight forty eight sixteen (\$848.16).

David Hachmeister: Eight forty eight sixteen (\$848.16).

Paul Rudolph: Yep.

Gary Meyer: We have a motion by Greg and seconded by David. All those in favor? Opposed? Motion carried seven (7), zero (0).

**Solid Waste Business  
Update**

Gary Meyer: Solid Waste Business.

Krystal Powless: We're going to skip.

Gary Meyer: Oh, that's right, we're going to do this in budget session.

**Council Business  
Ordinance Economic Development**

Gary Meyer: County Council Business, this is from the last meeting, we instructed our attorney to write up an ordinance having to do with the split that the Economic Development Department...for the roads and Commissioners side of it.

David Hachmeister: I guess you want a motion to introduce.

Gary Meyer: I think so.

David Hachmeister: So moved.

Brad Overton: Second.

Gary Meyer: Motion made by David and seconded by...I heard Brad first. All those in favor of the motion? Motion carried seven (7), zero (0). I read this now, Counselor?

Greg Granger: Yes Sir, do you know what the...

Krystal Powless: 2014-02.

Gary Meyer: Ordinance 2014-02.

**WARRICK COUNTY COUNCIL  
ORDINANCE 2014-02  
  
AN ORDINANCE GOVERNING THE USE OF THE  
ECONOMIC DEVELOPMENT INCOME TAX**

WHEREAS, Indiana Code 6-3.5-7-13.1 provides for the establishment of an economic development fund and for the use of revenue from that fund; and

WHEREAS, the Warrick County Council previously increased the economic development income tax ("EDIT") rate in Ordinance Number 2000-1. Said Ordinance also provided that the allocation of the net EDIT funds would be distributed between the County Highway Department for road construction and repair, and the County Economic Development Department with each department receiving approximately fifty percent (50%) of the distributed funds for their use; and

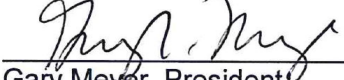
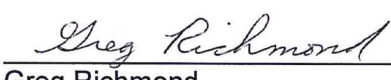
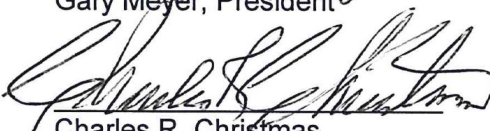


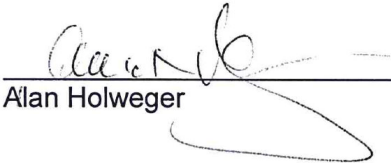

WHEREAS, the Warrick County Council now desires to amend the allocation and distribution of the EDIT funds.

NOW, THEREFORE, be it ordained by the Warrick County Council, as follows:

The allocation and distribution of the net EDIT funds received by Warrick County for use in fiscal years 2015, 2016 and 2017 shall be sixty percent (60%) to the County Highway Department and forty percent (40%) to the County Economic Development Department. Following the 2017 fiscal year, the allocation and distribution of the net EDIT funds received by Warrick County shall return to the previous allocation and distribution of fifty percent (50%) to the County Highway Department and fifty percent (50%) to the County Economic Development Department.

Passed and adopted by the Warrick County Council this 4<sup>th</sup> day of September, 2014.

**WARRICK COUNTY COUNCIL**

 _____ Gary Meyer, President	 _____ Greg Richmond
 _____ Charles R. Christmas	 _____ Brad Overton
 _____ David Hachmeister	 _____ Alan Holweger
 _____ Paul Rudolph	

**ATTEST:**   
\_\_\_\_\_  
L.B. Dugan, Auditor  
Warrick County, Indiana

Gary Meyer: And I think you've got it somewhere in here how much that is.

Krystal Powless: Five hundred eighty six thousand (\$586,000.00) more per year.

Gary Meyer: Five hundred eighty six thousand dollars (\$586,000.00) more per year for each.

Al Holweger: No, for...

Krystal Powless: More for...

Gary Meyer: That's right, more for...

Al Holweger: Highway Department.

Gary Meyer: That's right, more for the Highway Department, which is what we talked about instead of borrowing the million dollars (\$1,000,000.00).

Paul Rudolph: So each ten percent (10%) is five hundred eighty six (\$586,000.00). So, our total amount is five million eight hundred sixty thousand (\$5,860,000.00).

Greg Granger: Mr. President?

Gary Meyer: Yes, Sir?

Greg Granger: One of the council members had asked a question and I left it intentionally not addressed at this point as to what happens in 2017? You want it reverting back to the sixty/forty (60/40) or address it in 2017?

Paul Rudolph: Back to the fifty/fifty (50/50) you mean.

Greg Granger: I'm sorry, yes.

Gary Meyer: I guess I was under the impression...

Al Holweger: I assumed it would go back...

Gary Meyer: It would go back to the fifty/fifty (50/50)

Al Holweger: Just for three (3) years, after that long, I think it goes back to fifty/fifty (50/50).

Paul Rudolph: I think that's what we...

Greg Richmond: This amends the original?

Gary Meyer: I think that's what we intended.

Al Holweger: Yeah, just the three (3) years then it automatically should go back to fifty/fifty (50/50).

Gary Meyer: Do you want to express that in this?

Greg Granger: You can add...if you're going to move to adopt it you can add language tonight that it will return to the previous level of fifty/fifty (50/50).

Gary Meyer: Okay. I guess at the end we can put 'after 2017 it will revert back to fifty/fifty (50/50)'.

Greg Granger: Correct.

Paul Rudolph: Unless the Council deems otherwise before then.

Gary Meyer: Right, yeah.

David Hachmeister: Motion to approve with that amendment.

Brad Overton: Second.

Paul Rudolph: Well, we need the amendment first thing.

Greg Granger: Right. You need too...if you're going to adopt it tonight need to move to suspend the rules.

Gary Meyer: Motion made by David and seconded by Brad to suspend the rules. All those in favor? Opposed? Motion carried seven (7), zero (0).

David Hachmeister: I thought we had to approve it and then suspend the rules?

Greg Granger: You just introduced it tonight.

Gary Meyer: Now we can vote on it.

Greg Granger: Now you can vote on it with the amendment.

Gary Meyer: With the amendment on there. Is that your motion?

David Hachmeister: Yes, Sir.

Gary Meyer: Motion made by David and seconded by Brad to approve with the additional sentence or statement about referring back to fifty/fifty (50/50) after 2017. All those in favor or the motion? Opposed? Motion carried seven (7), zero (0).

Other Business

Gary Meyer: I will say when I stated the meeting, our next meeting on the 22<sup>nd</sup> I said it was a week from Monday, it's actually two (2) weeks from Monday. I had the date right I was just a week off. It is September 22<sup>nd</sup> at 5:00. Okay, we'll recess and convene at 7:00 for the budget review.

WARRICK COUNTY COUNCIL

Gary Meyer, D.D.S., President

Greg Richmond, Vice President

David Hachmeister

Brad Overton

Allan Holweger

Charles R. Christmas

Paul Rudolph

ATTEST:

L.B. Dugan, Auditor  
Warrick County, IN